



**UTILITY DECLARATION
AND POWER OF ATTORNEY**
Utility Application

As below named inventors, we hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **COMBINATION ATA/LINEAR FLASH MEMORY DEVICE** the specification of which

(Check One) ☐ is attached hereto OR
☒ was filed on April 28, 2000 as United States Application Serial No. _____ or PCT International Application No. PCT/US00/11394 and was amended on ____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Date of Filing	Priority Claimed	
			Yes	No
PCT/US00/11394	PCT	04/28/2000	Yes	

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date
60/131/793	3/30/99
60/134,883	5/19/99

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date	Status-Patented, Pending or Abandoned

POWER OF ATTORNEY: As a named inventor, I hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified invention application, all of the registered practitioners identified by Customer Number 22249:



22249

PATENT TRADEMARK OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(213) 489-1600

Please direct all inquiries to Mark A. Catan, at the above Customer Number.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Send Correspondence to: Mark A. Catan, Esq.	LYON & LYON LLP 633 W Fifth St., Suite 4700 Los Angeles, CA 90071	Direct Telephone calls to: Mark A. Catan, Esq.. (914) 681-8851
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	FULL NAME OF INVENTOR	FIRST Name Grady	MIDDLE Initial	LAST Name Lambert	
201	RESIDENCE & CITIZENSHIP	City Groton	State or Foreign Country Massachusetts	Country of Citizenship U.S.	
	POST OFFICE ADDRESS	26 New Pond Road	City Groton	State or Country Massachusetts	Zip 01450
	FULL NAME OF INVENTOR	FIRST Name Craig	MIDDLE Initial	LAST Name Hendricksen	
202	RESIDENCE & CITIZENSHIP	City Framingham	State or Foreign Country Massachusetts	Country of Citizenship U.S	
	POST OFFICE ADDRESS	72 Main Street	City Framingham	State or Country Massachusetts	Zip 01450
	FULL NAME OF INVENTOR	FIRST Name	MIDDLE Initial	LAST Name	
203	RESIDENCE & CITIZENSHIP	City	State or Foreign Country	Country of Citizenship	
	POST OFFICE ADDRESS		City	State or Country	
	FULL NAME OF INVENTOR	FIRST Name	MIDDLE Initial	LAST Name	
204	RESIDENCE & CITIZENSHIP	City	State or Foreign Country	Country of Citizenship	
	POST OFFICE ADDRESS		City	State or Country	Zip Code

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Signature of Inventor <i>Tracy Lambert</i>	201	Signature of Inventor	205
Date <i>10/18/01</i>		Date	
Signature of Inventor	202	Signature of Inventor	206
Date		Date	
Signature of Inventor	203	Signature of Inventor	207
Date		Date	
Signature of Inventor	204	Signature of Inventor	208
Date		Date	

(Signatures should conform to names as presented at 201 et seq. above.)

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☒ was filed on April 28, 2000 as United States Application Serial No. _____ or PCT International Application No. PCT/US00/11394 and was amended on ____ (if applicable).

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	FULL NAME OF INVENTOR	FIRST Name	MIDDLE Initial	LAST Name
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Date		Date	
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Date		Date	
Signature of Inventor	203	Signature of Inventor	207
Date		Date	
Signature of Inventor	204	Signature of Inventor	208
Date		Date	

(Signatures should conform to names as presented at 201 et seq. above.)

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, I, **CRAIG HENDRICKSEN** (hereinafter referred to as "ASSIGNOR), a citizen of the United States of America, have, along with co-inventor Grady Lambert, invented a certain invention entitled **COMBINATION ATA/LINEAR FLASH MEMORY DEVICE** for which application as described in the International Application No. PCT/US00/1394, filed April 28, 2000; and

WHEREAS, **SMART MODULAR, INC.**, a corporation organized and existing under and by virtue of the laws of the State of Massachusetts and having its place of business at 7 Lopez Road, Wilmington, MA 01887 (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under any Patent or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby sells, assigns, transfers and sets over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to said invention and to all Letters Patent or application or similar legal protection, not only in the United States and its territorial possessions, but in all countries foreign thereto, to be obtained for said invention by said application, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States or a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks to issue

said Letters Patent or any legal equivalent thereof to said ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents in the United States or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

Date

Craig Hendricksen